



Jaw

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: STAHMANN et al. Examiner: ~~Unassigned~~ DINGA, ROLAND  
Serial No.: 10/643,203 Group Art Unit: ~~3732~~ 3766  
Filed: August 18, 2003 Docket No.: GUID.059PA  
(02-031)  
Title: THERAPY TRIGGERED BY PREDICTION OF DISORDERED  
BREATHING

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 13, 2007.

By:   
Rennae Johnson

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted either within three months of the filing date or before the first Office Action of the above-identified application. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

Applicant has not provided a copy of the U.S. publication/patents listed on the enclosed Form 1449 in accordance with 37 C.F.R. §1.98(a)(2).

Please note that any notations or markings on the attached documents do not reflect particular relevance, or lack thereof, to the present application, nor were they necessarily made by anyone affiliated with the prosecution of the present application.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Respectfully submitted,

HOLLINGSWORTH & FUNK, LLC  
8009 34<sup>th</sup> Avenue South, Suite 125  
Minneapolis, MN 55425  
952.854.2700

Date: June 13, 2007

By: Clara Davis  
Clara Davis  
Reg. No. 50,495

Date Mailed: June 13, 2007

Sheet 1 of 2

<b>FORM 1449</b> <b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: GUID.059PA	Application Number: 10/643,203
	Applicant: STAHMANN et al.	
	Filing Date: 08/18/2003	Group Art Unit: 3766

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
/R.D./	4,365,636	12/28/1982	Barker			
	4,827,935	05/09/1989	Geddes et al.			
	4,856,524	08/15/1989	Baker Jr.			
	5,024,222	06/18/1991	Thacker			
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	6,415,183	07/02/2002	Scheiner et al.			
	6,480,733	11/12/2002	Turcott			
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/R.D./	6,881,192	04/19/2005	Park			

EXAMINER	/Roland Dinga/	DATE CONSIDERED	09/04/2008
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.			

<b>FORM 1449*</b> <b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: GUID.059PA	Application Number: 10/643,203
	Applicant: STAHMANN et al.	
	Filing Date: 08/18/2003	Group Art Unit: <del>3702</del> 3766

/R.D./	6,904,320	06/07/2005	Park et al.			
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## FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
/R.D./	0940155	08/1999	EP			X	
	0750920	01/02/1997	EP				X
	0770407	05/02/1997	EP				X
	1151718	07/11/2001	EP			X	
	1317943	11/06/2003	EP				X
	00/01438	13/01/2000	WO			X	
	00/17615	30/03/2000	WO			X	
	9203983	03/19/1992	WO			X	
/R.D./	8402080	07/06/1984	WO			X	

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

/R.D./	2003	Bradley et al., Sleep Apnea and Heart Failure, Park I: Obstructive Sleep Apnea, 107 Circulation 1671-1678 (2003).
	01/1995	Olusola et al., Nightcap: Laboratory and home-based evaluation of a portable sleep monitor, 32 Psychophysiology, 32-98 (1995). Abstract only.
	1996	Verrier et al., Sleep, dreams, and sudden death: the case for sleep as an autonomic stress test for the heart, 31 Cardiovascular Research 181-211 (1996).
/R.D./	1997	Verrier et al., Sleep Related Cardiovascular Risk: New Home-Based Monitoring Technology for Improved Diagnosis and Therapy, 2 A.N.E. 158-175 (1997).

EXAMINER /Roland Dinga/	DATE CONSIDERED 09/04/2008
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	